

House Bill 41

By: Representatives Smith of the 131st, Willard of the 49th, and Lindsey of the 54th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 15-6-77 of the Official Code of Georgia Annotated, relating to fees
2 to be charged by superior court clerks, so as to change the fee charged for the preparation of
3 an appellate record and transcript; to amend Code Section 15-21A-6.1 of the Official Code
4 of Georgia Annotated, relating to the judicial operations fund fee for superior courts, so as
5 to exempt issuance of certificates of appointment of notaries public from the fee; to provide
6 for related matters; to provide for an effective date; to repeal conflicting laws; and for other
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 SECTION 1.

10 Code Section 15-6-77 of the Official Code of Georgia Annotated, relating to fees to be
11 charged by superior court clerks, is amended by revising paragraph (12) of subsection (g) as
12 follows:

13 "(12) Preparation of record and transcript to the Supreme Court and
14 Court of Appeals, per page ~~10.00~~ 1.50
15 Where a transcript of the evidence and proceedings is filed with the
16 clerk and does not require recopying, the clerk shall not receive the fee
17 herein prescribed with respect to such transcript but shall receive, for
18 filing and transmission of such transcript, a fee of 35.00"

19 SECTION 2.

20 Code Section 15-21A-6.1 of the Official Code of Georgia Annotated, relating to the judicial
21 operations fund fee for superior courts, is amended by revising subsection (a) as follows:

22 "(a) In addition to all other legal costs, there shall be charged to the filing party and
23 collected by the clerk an additional filing fee of \$125.00, to be known as a judicial
24 operations fund fee, in each civil action or case filed in a superior court except that the
25 state, including, but not limited to, its departments, agencies, boards, bureaus,

26 commissions, public corporations, and authorities, municipalities, counties, and political
27 subdivisions shall be exempt from such fee. Without limiting the generality of the
28 foregoing, such fee shall apply to all adoptions, certiorari, trade name registrations,
29 applications for change of name, and all other proceedings of a civil nature. Any matter
30 which is docketed upon the official dockets of the superior court and to which a number
31 is assigned shall be subject to such fee, whether such matter is contested or not; provided,
32 however, that the judicial operations fund fee shall not apply to the issuance of certificates
33 of appointment and reappointment of notaries public."

34 **SECTION 3.**

35 This Act shall become effective upon its approval by the Governor or upon its becoming law
36 without such approval.

37 **SECTION 4.**

38 All laws and parts of laws in conflict with this Act are repealed.